

RULE 17.1, PLEAS OF GUILTY AND NO CONTEST — Court accepting plea must have jurisdiction to do so

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Before accepting a plea of guilty or no contest, a court must have jurisdiction to do so. *State v. Stevens*, 173 Ariz. 494, 495, 844 P.2d 661, 662 (App.1992). Note that a court has jurisdiction over a defendant regardless of whether the defendant was arrested with or without a warrant. *State v. Popejoy*, 9 Ariz.App. 170, 172, 450 P.2d 411, 413 (1969).

If a defendant fails to object to a court's jurisdiction over the person of the defendant before entering a plea of guilty or no contest, the defendant may waive that defense. *Id.* See *State v. Superior Court of Pima County*, 7 Ariz.App. 170, 176, 436 P.2d 948, 954 (1968); *Hess v. United States*, 254 F.2d 578 (8th Cir.1958); *In re Dare*, 370 P.2d 846 (Okl.Cr.App. 1962). Furthermore, the court's jurisdiction is not affected by whether the defendant voluntarily appeared. *State v. Superior Court*, 26 Ariz. 584, 588, 229 P. 96, 98 (1924).